

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

SAMSUNG ELECTRONICS CO., LTD.,

Plaintiff,

v.

SHARP CORPORATION;
SHARP ELECTRONICS CORPORATION;
AND SHARP ELECTRONICS
MANUFACTURING COMPANY OF
AMERICA, INC.

Defendants.

SHARP CORPORATION;
SHARP ELECTRONICS CORPORATION;
AND SHARP ELECTRONICS
MANUFACTURING COMPANY OF
AMERICA, INC.

Counterclaim-plaintiffs,

v.

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC.,
and SAMSUNG SEMICONDUCTOR, INC.,

Counterclaim-defendants.

Civil Action No. 07-843-SLR

JURY TRIAL DEMANDED

**PLAINTIFF SAMSUNG ELECTRONICS, CO., LTD.,
AND COUNTERCLAIM-DEFENDANTS
SAMSUNG ELECTRONICS AMERICA, INC., AND
SAMSUNG SEMICONDUCTOR, INC.'S
UNOPPOSED MOTION FOR A MANDATORY STAY**

Pursuant to 28 U.S.C. § 1659(a), Plaintiff Samsung Electronics, Co., Ltd., and Counterclaim-Defendants Samsung Electronics America, Inc.; and Samsung Semiconductor, Inc., (collectively, “Samsung”), move for a stay of Defendants’ counterclaims and Samsung’s related declaratory judgment counterclaims in this action pending disposition of related proceedings before the United States International Trade Commission (“ITC”), *In the Matter of*

Certain Liquid Crystal Display Modules, Products Containing Same, and Methods for Using the Same, USITC Inv. No. 337-TA-634. Counsel for Samsung has conferred with counsel for Defendants, and Defendants do not oppose this motion to stay.

Samsung requests a stay under 28 U.S.C. § 1659(a) because the pending ITC investigation involves the same patents and the same issues that are asserted in the Amended Counterclaims of Defendants Sharp Corporation; Sharp Electronics Corporation; and Sharp Electronics Manufacturing Company of America, Inc. (collectively, "Sharp") and in the declaratory judgment counterclaims that Samsung asserts in response. Samsung's grounds for the stay are set forth more fully in its Opening Brief filed herewith.

In requesting a stay pursuant to 28 U.S.C. § 1659(a), Samsung expressly reserves all of its objections and defenses, including, but not limited to any defenses based on lack of jurisdiction, improper venue, insufficiency of process and insufficiency of service of process.

Dated: March 7, 2008

FISH & RICHARDSON P.C.

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Attorneys for Plaintiff
 Samsung Electronics Co., Ltd.

CERTIFICATE OF SERVICE

I hereby certify that on March 7, 2008, I electronically filed the foregoing with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

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I hereby certify that on March 7, 2008, I have sent by Electronic mail, the document(s) to the following non-registered participants:

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ORDER STAYING ALL PROCEEDINGS IN THIS ACTION

Upon consideration of the unopposed motion to stay by Plaintiff Samsung Electronics, Co., Ltd., and Counterclaim-Defendants Samsung Electronics America, Inc.; and Samsung Semiconductor, Inc. (collectively, "Samsung") pursuant to 28 U.S.C. § 1659(a), and good cause being shown, it is this ____ day of March, 2008, hereby

ORDERED that Samsung's Unopposed Motion for a Mandatory Stay is GRANTED, and it is

FURTHER ORDERED that Defendants' infringement counterclaims (Counterclaims One through Four) and Samsung's declaratory judgment counterclaims (Declaratory Judgment Counterclaims One through Four) in the above-captioned action are stayed pending disposition of a related proceeding, *In the Matter of Certain Liquid Crystal Display Modules, Products Containing Same, and Methods for Using the Same*, USITC Inv. No. 337-TA-634, before the United States International Trade Commission ("ITC"), and that the parties shall notify this Court when the ITC's determination becomes final, and it is

FURTHER ORDERED that Samsung has not waived any of its objections and defenses based on lack of jurisdiction, improper venue, insufficiency of process and insufficiency of service of process.

So Ordered.

United States District Judge